

**Louisville Metro Council
Final Agenda**

**METRO COUNCIL SUMMARY ONLY
DETAILED MINUTES TO FOLLOW ON THE 9/10/09 COUNCIL AGENDA**

Members Roll Call:

(D) - Judy Green (1)	(D) - Barbara Shanklin (2) EXA	(D) - Mary C. Woolridge (3)
(D) - David Tandy (4)	(D) - Cheri Bryant Hamilton (5)	(D) - George Unseld (6)
(R) - Kenneth C. Fleming (7)	(D) - Tom Owen (8)	(D) - Tina Ward-Pugh (9)
(D) - Jim King (10)	(R) - Kevin Kramer (11)	(D) - Rick Blackwell (12)
(D) - Vicki Aubrey Welch (13)	(D) - Robert Henderson (14)	(D) - Marianne Butler (15)
(R) - Kelly Downard (16)	(R) - Glen Stuckel (17)	(R) - John Ackerson (18)
(R) - Hal Heiner (19)	(R) - Stuart Benson (20)	(D) - Dan Johnson (21)
(R) - Robin Engel (22)	(R) - James Peden (23)	(D) - Madonna Flood (24)
(R) - Doug Hawkins (25)	(D) - Brent Ackerson (26)	

Meeting Date: 8/27/2009

Meeting Time: 6:00 PM

Location: 601 W. Jefferson Street
3rd Floor, City Hall
Louisville, KY 40202

President: David Tandy (4)

Pro-Tem: Dan Johnson (21)

A Quorum was established

Address to Council – List

1- [August 27, 2009](#)

There were 6 addresses to the Council.

[Introduction of Page\(s\) CW Hamilton welcomes Mariel Liggins. CM Jon Ackerson welcomes Payton Fletcher and Madison Clements.](#)

[Guests: CM Henderson welcomes Sandy Thomas, Intergovernment Affairs Specialist, from FEMA.](#)

Council Minutes:

2- [Regular Council Minutes - August 13, 2009](#)

Motion to approve made by James Peden and seconded by Mary C. Woolridge.

The Council Minutes were approved as written.

Committee Minutes

3- [Regular: Appropriations, NDFs and CIFs - August 20, 2009](#)

4- [Regular: Budget - August 19, 2009](#)

5- [Regular: Committee of the Whole - August 27, 2009](#)

- 6- [Regular: Committee on Committees - August 25, 2009](#)
- 7- [Regular: Contracts and Appointments - August 19, 2009](#)
- 8- [Regular: Health and Human Needs - August 19, 2009](#)
- 9- [Regular: Labor & Economic Development - August 20, 2009](#)
- 10- [Regular: Community Affairs - August 19, 2009](#)
- 11- [Regular: Parks, Libraries, and Arts - August 18, 2009](#)
- 12- [Regular: Planning/Zoning, Land Design & Development - August 18, 2009](#)
- 13- [Regular: Public Safety - August 18, 2009](#)
- 14- [Regular: Transportation/Public Works - August 20, 2008](#)
- 15- [Special: Ad Hoc Flash Flood of 2009 - August 19, 2009](#) – inadvertently omitted – not approved.

Motion to approve made by Mary C. Woolridge and seconded by James Peden.

The Committee Minutes were approved as written.

[Communication From Mayor - Appointments for the Louisville Convention and Visitors Bureau, Louisville Metro Housing Authority and Civil Service Board](#)

Consent Calendar:

Without objection item 18 was moved to Old Business so President Tandy could Abstain.

Consent Calendar consists of items 16, 17, and 19-38. The Clerk read them into the record.

- 16- [O-99-06-09 AN ORDINANCE AMENDING SECTIONS 156.005 AND 156.057 OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT CODE OF ORDINANCES \[LMCO\] RELATING TO CONTRABAND MANUFACTURE CONTAMINATED PROPERTY AND OTHER CRIMINAL ACTIVITY CONSTITUTING A PUBLIC NUISANCE. \(Ordinance 124, Series 2009\)](#)

Status: On Council Agenda - Consent Calendar
Committee: Public Safety
Primary Sponsor: Madonna Flood

- 17- [O-135-08-09 AN ORDINANCE CONCERNING THE LEVY OF TAXES WITHIN THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT AND THE LOUISVILLE URBAN SERVICES DISTRICT FOR FISCAL YEAR ENDING JUNE 30, 2010. \(Ordinance 125, Series 2009\)](#)

Status: On Council Agenda - Consent Calendar
Committee: Budget
Primary Sponsor: Jim King

- 19- [O-138-08-09 AN ORDINANCE AMENDING ORDINANCES NO. 90, SERIES 2009, AND ORDINANCE NO. 91, SERIES 2009, RELATING TO THE CAPITAL BUDGET FOR FISCAL YEAR 2009-10 AND THE OPERATING BUDGET FOR FISCAL YEAR 2009-10 FOR THE LOUISVILLE/JEFFERSON](#)

COUNTY METRO GOVERNMENT BY REDUCING THE WEATHERIZATION AMERICAN RECOVERY AND REINVESTMENT ACT (ARRA) FUNDING TO MATCH AN AWARDED AMOUNT (\$1,736,830), TRANSFERRING THAT FUNDING FROM THE CAPITAL BUDGET TO THE OPERATING BUDGET, AND ELIMINATING A DUPLICATION OF A GRANT APPROPRIATION. (Ordinance 126, Series 2009)

Status: On Council Agenda - Consent Calendar
Committee: Budget
Primary Sponsor: Jim King

20-

R-156-08-09 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED NEW PROFESSIONAL SERVICE CONTRACT FOR JULY 1, 2009 THROUGH JUNE 30, 2010– (SEVEN COUNTIES SERVICES, INC. - \$183,095.00). (Resolution 140, Series 2009)

Status: On Council Agenda - Consent Calendar
Committee: Contracts and Appointments
Primary Sponsor: Mary C. Woolridge

21-

R-143-08-09 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED NEW PROFESSIONAL SERVICE CONTRACT – PRESNELL ASSOCIATES, INC. D/B/A QK4 - \$100,000.00 (Resolution 141, Series 2009)

Status: On Council Agenda - Consent Calendar
Committee: Contracts and Appointments
Primary Sponsor: Vicki Aubrey Welch

22-

R-162-08-09 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED RENEWAL PROFESSIONAL SERVICE CONTRACT – (COMMUNITY COORDINATED CHILDCARE, INC. - \$120,000.00). (Resolution 142, Series 2009)

Status: On Council Agenda - Consent Calendar
Committee: Contracts and Appointments
Primary Sponsor: Rick Blackwell

23-

R-146-08-09 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED NEW PROFESSIONAL SERVICE CONTRACT - (RONETTA MATTHEWS - \$25,000.00). (Resolution 143, Series 2009)

Status: On Council Agenda - Consent Calendar
Committee: Contracts and Appointments
Primary Sponsor: George Unseld

24-

R-148-08-09 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED RENEWAL PROFESSIONAL SERVICE CONTRACT - (UNIVERSITY GYNECOLOGICAL AND OBSTETRICAL FOUNDATION, INC. - \$42,000.00). (Resolution 144, Series 2009)

Status: On Council Agenda - Consent Calendar
Committee: Contracts and Appointments
Primary Sponsor: Judy Green

- 25- [R-149-08-09 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED RENEWAL PROFESSIONAL SERVICE CONTRACT - \(UNIVERSITY MEDICAL CENTER, INC., D/B/A UNIVERSITY OF LOUISVILLE HOSPITAL/JAMES GRAHAM BROWN CANCER CENTER - \\$190,000.00\).](#) **(Resolution 145, Series 2009)**
- Status:** On Council Agenda - Consent Calendar
Committee: Contracts and Appointments
Primary Sponsor: Judy Green
- 26- [R-150-08-09 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED RENEWAL PROFESSIONAL SERVICE CONTRACT - \(RESOURCES FOR EDUCATION, ADAPTATION, CHANGE AND HEALTH, INC. - \\$76,000.00\).](#) **(Resolution 146, Series 2009)**
- Status:** On Council Agenda - Consent Calendar
Committee: Contracts and Appointments
Primary Sponsor: Vicki Aubrey Welch
- 27- [R-151-08-09 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED RENEWAL PROFESSIONAL SERVICE CONTRACT - \(UNIVERSITY OF LOUISVILLE - \\$18,000.00\).](#) **(Resolution 147, Series 2009)**
- Status:** On Council Agenda - Consent Calendar
Committee: Contracts and Appointments
Primary Sponsor: Vicki Aubrey Welch
- 28- [R-157-08-09 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED RENEWAL PROFESSIONAL SERVICE CONTRACT - \(UNIVERSITY GYNCOLOGICAL AND OBSTETRICAL FOUNDATION, INC. - \\$15,000.00\).](#) **(Resolution 148, Series 2009)**
- Status:** On Council Agenda - Consent Calendar
Committee: Contracts and Appointments
Primary Sponsor: Judy Green
- 29- [R-158-08-09 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED NEW PROFESSIONAL SERVICE CONTRACT - \(ARNO, LLC - \\$37,000.00\).](#) **(Resolution 149, Series 2009)**
- Status:** On Council Agenda - Consent Calendar
Committee: Contracts and Appointments
Primary Sponsor: Judy Green
- 30- [R-159-08-09 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED NEW PROFESSIONAL SERVICE CONTRACT - \(UNIVERSITY OF LOUISVILLE, DEPARTMENT OF FAMILY AND GERIATRIC MEDICINE - \\$20,000.00\).](#) **(Resolution 150, Series 2009)**
- Status:** On Council Agenda - Consent Calendar

Committee: Contracts and Appointments
Primary Sponsor: Judy Green

31-

R-161-08-09 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED RENEWAL PROFESSIONAL SERVICE CONTRACT - (JEFFERSON COUNTY BOARD OF EDUCATION - \$26,000.00). **(Resolution 151, Series 2009)**

Status: On Council Agenda - Consent Calendar
Committee: Contracts and Appointments
Primary Sponsor: Mary C. Woolridge

32-

R-125-07-09 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED RENEWAL PROFESSIONAL SERVICE CONTRACT - (FLORENCE DENNING - \$15,000.00). **(Resolution 152, Series 2009)**

Status: On Council Agenda - Consent Calendar
Committee: Contracts and Appointments
Primary Sponsor: Judy Green

33-

R-153-08-09 A RESOLUTION AUTHORIZING THE MAYOR'S SIGNATURE ENTERING INTO AN AGREEMENT WITH THE COMMONWEALTH OF KENTUCKY TRANSPORTATION CABINET CONCERNING A PROJECT FOR BIKEWAYS STRIPING AND SIGNING. **(Resolution 153, Series 2009)**

Status: On Council Agenda - Consent Calendar
Committee: Transportation/Public Works
Primary Sponsor: Tom Owen

34-

R-154-08-09 A RESOLUTION AUTHORIZING THE MAYOR'S SIGNATURE ENTERING INTO AN AGREEMENT WITH THE COMMONWEALTH OF KENTUCKY TRANSPORTATION CABINET CONCERNING A PROJECT FOR LAGRANGE ROAD BICYCLE AND PEDESTRIAN IMPROVEMENTS. **(Resolution 154, Series 2009)**

Status: On Council Agenda - Consent Calendar
Committee: Transportation/Public Works
Primary Sponsor: Tom Owen

35-

R-155-08-09 A RESOLUTION AUTHORIZING THE MAYOR'S SIGNATURE ENTERING INTO AN AGREEMENT WITH THE COMMONWEALTH OF KENTUCKY TRANSPORTATION CABINET CONCERNING A PROJECT FOR BICYCLE AND PEDESTRIAN STRIPING, SIGNAGE, AND SIGNALS. **(Resolution 155, Series 2009)**

Status: On Council Agenda - Consent Calendar
Committee: Transportation/Public Works
Primary Sponsor: Tom Owen

36-

O-64-04-09 AN ORDINANCE AMENDING LOUISVILLE/JEFFERSON COUNTY METRO CODE (LMCO) SECTIONS 154.02 AND 154.04 TO ENCOURAGE REHABILITATION OF OLDER BUILDINGS FOR ENERGY EFFICIENCY IN ORDER TO QUALIFY FOR A PROPERTY TAX ASSESSMENT MORATORIUM. **(Ordinance 127, Series 2009)**

Status: On Council Agenda - Consent Calendar
Committee: Labor & Economic Development
Primary Sponsor: David Tandy

37-

[O-131-08-09 AN ORDINANCE APPROPRIATING \\$7,500 FROM DISTRICT 1 NEIGHBORHOOD DEVELOPMENT FUNDS, THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO THE 100 BLACK MEN OF LOUISVILLE, INC. TO PROVIDE OPERATING EXPENSES FOR A MENTORING PROGRAM FOR YOUTH. \(Ordinance 128, Series 2009\)](#)

Status: On Council Agenda - Consent Calendar
Committee: Appropriations, NDFs and CIFs
Primary Sponsor: Judy Green

38-

[O-134-8-09 AN ORDINANCE APPROPRIATING \\$5,200 FROM THE DISTRICT 8 NEIGHBORHOOD DEVELOPMENT FUND THROUGH THE OFFICE OF MANAGEMENT AND BUDGET TO CGM SERVICES, INC. d/b/a "Zoom Group" FOR ROUTINE CLEANING AND BEAUTIFICATION IN THE DOUGLASS LOOP AREA AND AT THE DANIEL BOONE STATUE IN CHEROKEE PARK. \(Ordinance 129, Series 2009\)](#)

Status: On Council Agenda - Consent Calendar
Committee: Appropriations, NDFs and CIFs
Primary Sponsor: Tom Owen

Motion to Approve made by Kelly Downard and seconded by Mary C. Woolridge.

The Consent Calendar passed.

VOTING RESULTS: For: 24; Against: 0; Abstain: 0; Absent: 2

For: David Tandy, Kenneth C. Fleming, Jim King, Vicki Aubrey Welch, Kelly Downard, Hal Heiner, Robin Engel, Doug Hawkins, Cheri Bryant Hamilton, Tom Owen, Kevin Kramer, Robert Henderson, Glen Stuckel, Stuart Benson, James Peden, Mary C. Woolridge, George Unseld, Tina Ward-Pugh, Rick Blackwell, Marianne Butler, Dan Johnson, Jon Ackerson, Brent Ackerson, Madonna Flood
Against: (None)
Abstain: (None)
Absent: Judy Green, Barbara Shanklin

Old Business:

18-

[O-136-08-09 AN ORDINANCE OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT, KENTUCKY, RELATING TO AUTHORIZING THE ISSUANCE, SALE AND DELIVERY, IN THE PRINCIPAL AMOUNT OF \\$6,550,000, OF LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT LOUISVILLE MEDICAL CENTER REVENUE BONDS AND THE LOAN OF THE PROCEEDS THEREOF TO LOUISVILLE MEDICAL CENTER TO FINANCE THE PROJECT; AUTHORIZING THE EXECUTION AND DELIVERY ON BEHALF OF LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT, KENTUCKY OF \[1\] A BOND PURCHASE AGREEMENT PROVIDING FOR THE SALE OF THE BONDS ON A NEGOTIATED BASIS, \[2\] A LOAN AGREEMENT PROVIDING FOR REPAYMENTS SUFFICIENT TO PAY THE PRINCIPAL OF, PREMIUM, IF ANY, AND INTEREST ON THE BONDS, AND \[3\] A SUPPLEMENTAL TRUST INDENTURE SECURING THE BONDS; AND PROVIDING FOR THE ACQUISITION OF THE PROPERTY; AND TAKING OTHER RELATED ACTION \(Ordinance 130, Series 2009\)](#)

Status: On Council Agenda - Consent Calendar
Committee: Budget
Primary Sponsor: Jim King

Motion to Approve made by Kelly Downard and seconded by Mary Woolridge.

This Ordinance passed with one abstention.

VOTING RESULTS: For: 24; Against: 0; Abstain: 1; Absent: 1

For: Judy Green, Kenneth C. Fleming, Jim King, Vicki Aubrey Welch, Kelly Downard, Hal Heiner, Robin Engel, Doug Hawkins, Cheri Bryant Hamilton, Tom Owen, Kevin Kramer, Robert Henderson, Glen Stuckel, Stuart Benson, James Peden, Mary C. Woolridge, George Unseld, Tina Ward-Pugh, Rick Blackwell, Marianne Butler, Dan Johnson, Jon Ackerson, Brent Ackerson, Madonna Flood

Against: (None)

Abstain: David Tandy

Absent: Barbara Shanklin

39-

[O-137-08-09 AN ORDINANCE AMENDING ORDINANCE NO. 90, SERIES 2009 AND ORDINANCE NO. 91, SERIES 2009, RELATING TO THE 2009-10 CAPITAL BUDGET AND 2009-10 OPERATING BUDGET FOR THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT.](#) **(Ordinance 131, Series 2009)**

Status: On Council Agenda - Old Business

Committee: Budget

Primary Sponsor: Jim King

Motion to Approve made by Kelly Downard and seconded by James Peden.

Motion to Amend relating to NDF and CIF funding made by Jim King and seconded by Kelly Downard.

The Floor Amendment passed with a unanimous voice vote.

This Ordinance as Amended on the Floor passed.

VOTING RESULTS: For: 25; Against: 0; Abstain: 0; Absent: 1

For: Judy Green, David Tandy, Kenneth C. Fleming, Jim King, Vicki Aubrey Welch, Kelly Downard, Hal Heiner, Robin Engel, Doug Hawkins, Cheri Bryant Hamilton, Tom Owen, Kevin Kramer, Robert Henderson, Glen Stuckel, Stuart Benson, James Peden, Mary C. Woolridge, George Unseld, Tina Ward-Pugh, Rick Blackwell, Marianne Butler, Dan Johnson, Jon Ackerson, Brent Ackerson, Madonna Flood

Against: (None)

Abstain: (None)

Absent: Barbara Shanklin

40-

[O-133-08-09 AN ORDINANCE APPROPRIATING \\$6,750 FROM THE FOLLOWING NEIGHBORHOOD DEVELOPMENT FUNDS, \\$1,000 FROM DISTRICTS 4, 12, 13 AND 18, \\$250 FROM 9, 10, AND 21 AND \\$2,000 FROM DISTRICT 15 THROUGH THE OFFICE OF MANAGEMENT AND BUDGET TO FAMILY SCHOLAR HOUSE, INC. FOR THE PASSPORT FOR SUCCESS PROGRAM.](#) **(Ordinance 132, Series 2009)**

Status: On Council Agenda - Old Business

Committee: Appropriations, NDFs and CIFs

Primary Sponsor:

Vicki Aubrey Welch

David Tandy

Dan Johnson

Jim King

Jon Ackerson

Marianne Butler

Rick Blackwell

Tina Ward-Pugh

Glen Stuckel

Judy Green
Kelly Downard
Mary C. Woolridge
Kevin Kramer
Madonna Flood
Robin Engel
Cheri Hamilton
Tom Owen
Doug Hawkins

Motion to Approve made by James Peden and seconded by Kelly Downard.

Motion to Amend by adding the following amounts making the total amount \$12,750 made by James Peden and seconded by Mary C. Woolridge.

District 17 - \$500
District 1 - \$1,000
District 16 - \$1,000
District 3 - \$500
District 11 - \$1,000
District 24 - \$1,000
District 22 - \$500
District 5 - \$500

The Amendment passed by unanimous voice vote.

Motion to Amend by adding the following amounts making the total amount \$15,000 made by Glen Stuckel and seconded by Kevin Kramer.

District 17 - additional \$500
District 8 - \$500
District 21 - \$250
District 16 - additional \$500
District 25 - \$250
District 10 - \$250

The Amendment passed by unanimous voice vote

This Ordinance as Amended on the Floor passed.

VOTING RESULTS: For: 24; Against: 0; Abstain: 0; Absent: 2

For: Judy Green, David Tandy, Kenneth C. Fleming, Jim King, Vicki Aubrey Welch, Kelly Downard, Hal Heiner, Robin Engel, Doug Hawkins, Cheri Bryant Hamilton, Tom Owen, Kevin Kramer, Robert Henderson, Glen Stuckel, Stuart Benson, James Peden, Mary C. Woolridge, George Unseld, Rick Blackwell, Marianne Butler, Dan Johnson, Jon Ackerson, Brent Ackerson, Madonna Flood

Against: (None)

Abstain: (None)

Absent: Barbara Shanklin, Tina Ward-Pugh

41-

[O-114-07-09 AN ORDINANCE RECOGNIZING THE 100TH ANNIVERSARY OF THE BOY SCOUTS OF AMERICA AND APPROPRIATING \\$10,000.01 IN THE FOLLOWING MANNER: \\$5,000.01 FROM DISTRICT 18 NEIGHBORHOOD DEVELOPMENT FUNDS \(NDF\), \\$2,000 FROM DISTRICT 1 NDF, \\$1,000 EACH FROM DISTRICTS 26, 22 AND 12 NDF, THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TOWARD A GOAL OF RAISING \\$25,000 TO THE LINCOLN HERITAGE COUNCIL, INC., BOY SCOUTS OF AMERICA FOR EXPENSES ASSOCIATED WITH THE "SCOUT REACH" PROGRAM IN LOUISVILLE/JEFFERSON COUNTY, KY \(AS AMENDED\).](#) **(Postponed until date**

Certain of September 10, 2009)

Status: On Council Agenda - Old Business
Committee: Appropriations, NDFs and CIFs
Primary Sponsor: Jon Ackerson
Brent Ackerson
Judy Green
Rick Blackwell
Robin Engel

Motion to Approve made by Kelly Downard and seconded by James Peden.

Motion to postpone until a Time Certain of September 10, 2009 made by Jon Ackerson and seconded by Jim King. Without objection this item was postponed until September 10, 2009.

42- [R-160-08-09 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED RENEWAL PROFESSIONAL SERVICE CONTRACT - \(FAMILY HEALTH CENTERS, INC. - \\$20,000.00\). \(AS AMENDED\)](#) **(Resolution 156, Series 2009)**

Status: On Council Agenda - Old Business
Committee: Contracts and Appointments
Primary Sponsor: Judy Green

Motion to Approve made by James Peden and seconded by Mary C. Woolridge.

This Resolution as Amended in Committee was adopted by unanimous voice vote.

43- [R-121-07-09 A RESOLUTION REQUESTING THE LOUISVILLE METRO PLANNING COMMISSION TO HOLD A PUBLIC HEARING AND MAKE A RECOMMENDATION ON A REQUEST TO CHANGE THE NAME OF 34TH STREET, FROM ITS INTERSECTION WITH PARKER AVENUE \(BROADWAY\) RUNNING SOUTHWARD TO ITS INTERSECTION WITH ALGONQUIN PARKWAY, TO LOUIS COLEMAN, JR. BOULEVARD \(AS AMENDED\).](#) **(Resolution 157, Series 2009)**

Status: On Council Agenda - Old Business
Committee: Planning/Zoning, Land Design & Development
Primary Sponsor: Judy Green

Motion to Approve made by James Peden and seconded by Kelly Downard.

This Resolution as Amended in Committee was adopted by unanimous voice vote.

New Business:

The Clerk read the New Business and their respective Committee assignments into the record.

44- [O-139-08-09 AN ORDINANCE APPROPRIATING \\$17,608.55 FROM THE DISTRICT 19 NEIGHBORHOOD DEVELOPMENT FUND TO THE LOUISVILLE METRO PUBLIC WORKS AND ASSETS DEPARTMENT FOR THE CONSTRUCTION OF SEVERAL NEW SECTIONS OF SIDEWALK ALONG SHELBYVILLE ROAD LOCATED AT 12339, 12341, 14001, AND 14103.](#)

Status: On Council Agenda - New Business
Committee: Appropriations, NDFs and CIFs
Primary Sponsor: Hal Heiner

45-

O-141-08-09 AN ORDINANCE APPROPRIATING A TOTAL OF \$22,000 TO BE USED BY THE FAMILY RESOURCE CENTERS LOCATED AT THE FOLLOWING SCHOOLS AND IN THE FOLLOWING MANNER, \$6,000 TO SOUTHERN HIGH SCHOOL AND \$16,000 T. T. KNIGHT MIDDLE SCHOOL AND BLUE LICK ELEMENTARY FROM THE DISTRICT 24 NEIGHBORHOOD DEVELOPMENT FUND (NDF) THROUGH THE OFFICE OF MANAGEMENT AND BUDGET TO THE JEFFERSON COUNTY PUBLIC EDUCATION FOUNDATION, INC. FOR ANGER MANAGEMENT, SELF-ESTEEM COUNSELING, ALCOHOL AND DRUG EDUCATION, AND ALATEEN COUNSELING, ON-SITE COUNSELING, AFTER SCHOOL ENRICHMENT PROGRAMS WHICH INCLUDE MENTORING, TUTORING, FIELD TRIPS AND SUPPLIES. FAMILY LITERACY NIGHTS AND PRIDE ASSEMBLIES.

Status: On Council Agenda - New Business
Committee: Appropriations, NDFs and CIFs
Primary Sponsor: Madonna Flood

46-

O-146-08-09 AN ORDINANCE APPROPRIATING A TOTAL OF \$7,600 FROM THE FOLLOWING NEIGHBORHOOD DEVELOPMENT FUNDS, \$5,100 FROM DISTRICT 10 AND \$2,500 FROM DISTRICT 4, THROUGH THE OFFICE OF MANAGEMENT AND BUDGET TO GERMANTOWN MISSION, INC. FOR THE ANNUAL GERMANTOWN SHOTGUN FESTIVAL AND OFFSET BUILDING OPERATIONAL COST.

Status: On Council Agenda - New Business
Committee: Appropriations, NDFs and CIFs
Primary Sponsor: Jim King
David Tandy

47-

O-140-08-09 CONSENT AND AGREEMENT TO EXTENSION OF CONSTRUCTION FUND EXPENDITURE DATE FROM AUGUST 16, 2008 TO AUGUST 16, 2010 UNDER SECTION 5.05 OF TRUST INDENTURE BY AND BETWEEN LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT AND THE BANK OF NEW YORK MELLON TRUST COMPANY, N.A. (AS SUCCESSOR TO J.P. MORGAN TRUST COMPANY, NATIONAL ASSOCIATION), AS TRUSTEE, AND AUTHORIZATION OF EXECUTION AND DELIVERY OF SUPPLEMENT NO. 1 TO TRUST INDENTURE, RELATED TO THE \$13,910,000 LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT STUDENT HOUSING INDUSTRIAL BUILDING REVENUE BONDS (ULH, INC. – UNIVERSITY OF LOUISVILLE, PHASE III PROJECT), SERIES 2005A

Status: On Council Agenda - New Business
Committee: Budget
Primary Sponsor: Jim King

48-

O-142-08-09 AN ORDINANCE AMENDING ORDINANCE NO. 90, SERIES 2009 AND ORDINANCE NO. 42, SERIES 2009, THAT AMENDED ORDINANCE NO. 126, SERIES 2007 AND ORDINANCE NO. 111, SERIES 2008, RELATING TO THE CAPITAL BUDGETS FOR FISCAL YEARS 2007-08, 2008-09, AND 2009-10 FOR THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT BY TRANSFERRING \$1,230,000 OF COMMUNITY DEVELOPMENT BLOCK GRANT FUNDING BETWEEN DEPARTMENTS.

Status: On Council Agenda - New Business
Committee: Budget
Primary Sponsor: Mary C. Woolridge

49-

O-145-08-09 AN ORDINANCE AMENDING ORDINANCE NO. 90, SERIES 2009 AND ORDINANCE NO. 91, SERIES 2009 RELATING TO THE FISCAL YEAR 2009-10 CAPITAL AND OPERATING BUDGET FOR THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT, BY TRANSFERRING \$12,000 FROM THE DISTRICT 12 CAPITAL INFRASTRUCTURE FUND TO THE

DISTRICT 12 NEIGHBORHOOD DEVELOPMENT FUND.

Status: On Council Agenda - New Business
Committee: Budget
Primary Sponsor: Rick Blackwell

50-

R-163-08-09 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED RENEWAL PROFESSIONAL SERVICE CONTRACT – (UNIVERSITY EMERGENCY MEDICINE ASSOCIATES, P.S.C. - \$51,000.00).

Status: On Council Agenda - New Business
Committee: Contracts and Appointments
Primary Sponsor: Vicki Aubrey Welch

51-

R-164-08-09 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED NEW PROFESSIONAL SERVICE CONTRACT - (UNIVERSITY GYNECOLOGICAL AND OBSTETRICAL FOUNDATION, INC. - \$20,000.00).

Status: On Council Agenda - New Business
Committee: Contracts and Appointments
Primary Sponsor: Judy Green

52-

R-165-08-09 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED RENEWAL PROFESSIONAL SERVICE CONTRACT - (UNIVERSITY OF LOUISVILLE RESEARCH FOUNDATION, INC. - \$156,268.00).

Status: On Council Agenda - New Business
Committee: Contracts and Appointments
Primary Sponsor: Judy Green

53-

R-168-08-09A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED NEW PROFESSIONAL SERVICE CONTRACT – (URBAN COLLAGE, INC. - \$33,000.00).

Status: On Council Agenda - New Business
Committee: Contracts and Appointments
Primary Sponsor: Glen Stuckel

54-

O-144-08-09 AN ORDINANCE ENACTING A NEW SECTION 20.20 OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT CODE OF ORDINANCES [LMCO] RELATING TO RECORDKEEPING AND AUDIT REQUIREMENTS APPLICABLE TO RECIPIENTS OF APPROPRIATED FUNDS.

Status: On Council Agenda - New Business
Committee: Government Accountability & Oversight
Primary Sponsor: Jim King
Kelly Downard

55-

R-170-08-09 A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT A GRANT FROM THE US DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD), THROUGH THE KENTUCKY HOUSING CORPORATION (KHC), IN THE AMOUNT OF \$12,379 FOR THE SUPPORTIVE

HOUSING PROGRAM TO BE USED BY THE LOUISVILLE METRO DEPARTMENT OF HOUSING AND FAMILY SERVICES FOR LOUISVILLE AFTERCARE SERVICES.

Status: On Council Agenda - New Business
Committee: Health & Human Needs
Primary Sponsor: Mary C. Woolridge

56-

R-173-08-09 A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT FUNDING IN THE FORM OF INSURANCE RECOVERY AND REIMBURSEMENT FROM THE FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA), IN THE FORM OF EITHER FEDERAL OR STATE FUNDS, RELATED TO THE FLOODING THAT RESULTED FROM THE HEAVY RAIN THAT OCCURRED ON AUGUST 4, 2009.

Status: On Council Agenda - New Business
Committee: Health & Human Needs
Primary Sponsor: Jim King

57-

O-148-08-09 AN ORDINANCE AMENDING SECTIONS 40.40, 40.43, AND 40.45 OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT CODE OF ORDINANCES [LMCO] RELATING TO THE AFFORDABLE HOUSING TRUST

Status: On Council Agenda - New Business
Committee: Health & Human Needs
Primary Sponsor: Tina Ward-Pugh
Mary C. Woolridge

58-

R-169-08-09 A RESOLUTION APPROVING AN INTERLOCAL COOPERATION AGREEMENT AMONG LOUISVILLE METRO AND THE COUNTIES OF BULLITT, HENRY, OLDHAM, SHELBY, SPENCER AND TRIMBLE RELATING TO WORKFORCE DEVELOPMENT.

Status: On Council Agenda - New Business
Committee: Labor & Economic Development
Primary Sponsor: Marianne Butler

59-

R-166-08-09 A RESOLUTION AUTHORIZING THE MAYOR'S SIGNATURE ENTERING INTO AN AGREEMENT WITH THE COMMONWEALTH OF KENTUCKY TRANSPORTATION CABINET CONCERNING A \$100,000.00 GRANT FOR A BICYCLE AND PEDESTRIAN EDUCATION, ENCOURAGEMENT, ENFORCEMENT AND EVALUATION PROJECT (STATE PO NUMBER PO2-628-0900022387).

Status: On Council Agenda - New Business
Committee: Transportation/Public Works
Primary Sponsor: Tom Owen

60-

R-167-08-09 A RESOLUTION AUTHORIZING THE MAYOR'S SIGNATURE ENTERING INTO AN AGREEMENT WITH THE COMMONWEALTH OF KENTUCKY TRANSPORTATION CABINET CONCERNING A \$973,900.00 GRANT FOR A RIVER ROAD CORRIDOR BICYCLE IMPROVEMENTS PROJECT (STATE PO NUMBER PO2-628-0900022397).

Status: On Council Agenda - New Business
Committee: Transportation/Public Works
Primary Sponsor: Tom Owen

61-

R-172-08-09 A RESOLUTION AUTHORIZING THE MAYOR'S SIGNATURE ENTERING INTO AN AGREEMENT WITH THE COMMONWEALTH OF KENTUCKY TRANSPORTATION CABINET

CONCERNING A \$300,000.00 GRANT FOR A WALKABLE COMMUNITIES IMPROVEMENTS PROJECT (STATE PO NUMBER PO2-628-0900022390).

Status: On Council Agenda - New Business
Committee: Transportation/Public Works
Primary Sponsor: David Tandy

62-

R-174-08-09 A RESOLUTION AUTHORIZING THE MAYOR'S SIGNATURE ENTERING INTO AN AGREEMENT WITH THE COMMONWEALTH OF KENTUCKY TRANSPORTATION CABINET CONCERNING A \$170,000.00 GRANT FOR A MEYZEEK MIDDLE SCHOOL SAFE ROUTES TO SCHOOL PROGRAM (STATE PO NUMBER PO2-628-09000232280).

Status: On Council Agenda - New Business
Committee: Transportation/Public Works
Primary Sponsor: David Tandy

63-

O-143-08-09 AN ORDINANCE CHANGING THE ZONING FROM R-4 SINGLE-FAMILY RESIDENTIAL TO PDD PLANNED DEVELOPMENT DISTRICT ON PROPERTY LOCATED AT 5800, 5802 & 5900 S. WATTERSON TRAIL, CONTAINING A TOTAL OF 11.9 ACRES, AND BEING IN LOUISVILLE METRO (CASE NO. 10067).

Status: On Council Agenda - New Business
Committee: Planning/Zoning, Land Design & Development
Primary Sponsor: Tom Owen

64-

R-171-08-09 A RESOLUTION DIRECTING THE PLANNING COMMISSION TO HOLD A PUBLIC HEARING AND FORWARD A RECOMMENDATION TO THE METRO COUNCIL ON A CHANGE IN ZONING FOR PROPERTY LOCATED GENERALLY TO THE SOUTHEAST OF THE INTERSECTION OF SOUTHSIDE DRIVE AND LILLIAN WAY AND AS MORE PARTICULARLY DESCRIBED IN EXHIBIT A HERETO.

Status: On Council Agenda - New Business
Committee: Planning/Zoning, Land Design & Development
Primary Sponsor: Vicki Aubrey Welch

65-

O-147-08-09 AN ORDINANCE CORRECTING THE EXHIBIT ATTACHED TO ORDINANCE 123, SERIES 2009, AND PERTAINING TO LOUISVILLE METRO PLANNING COMMISSION CASE NO. 12985.

Status: On Council Agenda - New Business
Committee: Planning/Zoning, Land Design & Development
Primary Sponsor: Tom Owen

Adjournment

Without Objection the Council Meeting Adjourned at 7:10 P.M.

Announcements

The following Council Members made announcements: CM Owen, CM Woolridge, CM Welch, CM Hamilton, CM Henderson, and President Tandy